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July 22, 2005

VIA ELECTRONIC FILING

Marlene H. Dortch, Esq.
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: MB Docket No. 03-15
KCTV-DT, Kansas City, Missouri (Facility ID No. 41230)
FCC File No. BMPCDT-20040715ADD
Request for Extension of Waiver of July 1, 2005
Replication/Maximization Deadline

Dear Ms. Dortch:

Meredith Corporation ("Meredith"), permittee of television station KCTV-DT (Kansas City, Missouri) (the "Station"), by its attorneys, hereby requests extension of waiver of the Commission's July 1, 2005 replication/maximization interference protection deadline. Due to circumstances beyond its control, Meredith has been unable to implement its full maximization facilities for the Station (See FCC File No. BMPCDT-20040715ADD) in the time requested in its initial waiver request filed on June 30, 2005. Accordingly, Meredith requests extension of waiver for an additional thirty days.

In its *Second DTV Periodic Review Report and Order*,¹ the Commission adopted a July 1, 2005 replication/maximization interference protection deadline for DTV licensees affiliated with the top-four networks in the top 100-ranked designated market areas. If a station subject to this deadline had not completed construction of its replication or maximization facilities by this date it would lose interference protection to the unserved area. The Commission further stated that, in cases where a station was unable to meet the applicable deadline due to "circumstances beyond a station's control," the Commission would "establish a limited waiver process and grant extensions of the applicable replication or maximization interference protection deadline on a

¹ Second Periodic Review of the Commission's Rules and Policies Affecting the Conversion to Digital Television, *Report and Order*, 19 FCC Rcd 18279 (rel. Sept. 7, 2004).

six-month basis if good cause is shown.”² To receive such a waiver, broadcasters were required to make a showing “similar to that required to obtain a waiver of the DTV construction deadlines.”³

Meredith described in its initial request for waiver that National Tank & Tower Co., Inc. (“NT&T”), the contractor originally employed by Meredith to install the Station’s permanent DTV antenna and transmission line, had informed Meredith at a late date that it would be unable to complete installation of the Station’s DTV equipment in time for full power operations to commence by July 1 as had been promised. NT&T had estimated that construction could be completed before July 22, 2005. NT&T subsequently, however, caused a construction accident at the site, and Meredith was compelled to terminate its employment of NT&T.

Meredith promptly has located and employed a replacement contractor, Structural Systems Technology, Inc. (“SST”) to complete installation. As the attached letter shows, SST has scheduled a crew to commence antenna and transmission line installation for the Station on August 5, 2005. SST anticipates that it can complete installation in approximately two weeks. Accordingly, Meredith now anticipates that it will complete installation and testing and commence full power DTV operations no later than August 22, 2005.

Based on the foregoing, Meredith believes that it has shown good cause for the Commission to grant an extension of waiver of the maximization/replication deadline for the Station. Accordingly, Meredith respectfully requests that the Commission grant an additional thirty-day extension of waiver of the interference protection deadline for KCTV-DT through and until August 22, 2005, when construction is expected to be completed.

Respectfully Submitted,



Scott S. Patrick

Enclosure

cc (w/encl.): Shaun Maher (FCC)

² *Id.* at ¶ 87. See also *Public Notice*, DTV Channel Election Issues – Compliance with the July 1, 2005 Replication Maximization Interference Protection deadline; Stations Seeking Extension of the Deadline, DA 05-1636 (rel. June 15, 2005).

³ *Report and Order*, ¶ 87.



STRUCTURAL SYSTEMS TECHNOLOGY, INC.

19 July 2005

KCTV5

**4500 Shawnee Mission Parkway
Fairway, Kansas 66205**

Attn: Mr. Daniel Somes

**Re: KCTV5 965 Ft. Self-Supporting Tower - Kansas City, Missouri
Antenna and Transmission line Installation**

Dear Mr. Somes:

This is to inform you that SST crew is scheduled to commence the DTV antenna and transmission line installation work on KCTV5 tower on or about 5 August 2005. This work will be completed in approximately two weeks. Please do not hesitate to call us if you have any questions or we may be of further assistance.

Sincerely

**Kaveh Mehrnama, P.E.
Vice President**

KM/mk